

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK**

Timothy Fackelman,

Plaintiff,

v.

Paypal, Inc.; and DOES 1-10, inclusive,

Defendants.

:
:
: Civil Action No. 6:16-cv-06628-EAW-MWP
:
:
:
:
:
:
:

STIPULATION OF DISMISSAL

IT IS HEREBY STIPULATED AND AGREED by and between the parties and/or their respective counsel as follows that, pursuant to FRCP 41(a)(1)(A)(ii), the above-captioned action is hereby dismissed in its entirety with prejudice and without costs to any party.

Timothy Fackelman

PayPal, Inc.

/s/ Sergei Lemberg

/s/ Adam P. Hartley

Sergei Lemberg, Esq. (SL 6331)
LEMBERG LAW, LLC
43 Danbury Road, 3rd Floor
Wilton, CT 06897
Telephone: (203) 653-2250
Facsimile: (203) 653-3424
Email: slemberg@lemborglaw.com
Attorneys for Plaintiff

Adam P. Hartley, Esq.
BALLARD SPAHR LLP
919 Third Avenue, 37th Floor
New York, NY 10022
Telephone: (212) 223-0200
Facsimile: (212) 223-1942
Email: hartleya@ballardspahr.com
Attorneys for Defendants

SO ORDERED

CERTIFICATE OF SERVICE

I hereby certify that on May 10, 2017, a true and correct copy of the foregoing Stipulation of Dismissal was served electronically by the U.S. District Court for the Western District of New York Electronic Document Filing (ECF) system and that the document is available on the ECF system.

/s/ Sergei Lemberg
Sergei Lemberg, Esq.